

UNITED STATES DISTRICT COURT
for the
EASTERN DISTRICT OF NORTH CAROLINA

U.S.A. vs. LORNE HOWARD

Docket No. 4:15-CR-18-2BR

Petition for Action on Conditions of Pretrial Release - ADJUDICATED

COMES NOW David W. Leake, U.S. Probation Officer of the court, presenting an official report upon the conduct of defendant, LORNE HOWARD, who was placed under pretrial release supervision by the Honorable Robert T. Numbers, II, U.S. Magistrate Judge, sitting in the Court at Raleigh, on the 16th day of March, 2015

The defendant appeared before W. Earl Britt, the Senior U.S. District Judge for arraignment on the 1st day of June, 2015, and supervision was continued under existing conditions.

**RESPECTFULLY PRESENTING PETITION FOR ACTION OF COURT FOR CAUSE AS
FOLLOWS:**

As a condition of his release, the defendant has been on location monitoring since March 16, 2015. During that time, he has been in complete compliance with all conditions of his release. However, as a result of the severe swelling of his ankles due to diabetes, the strap which holds the location monitoring transmitter in place cannot be secured tight enough for the unit to transmit properly. As a result, improper alerts are being generated by the monitoring center. The defendant lives in close proximity to and works daily with his brother, the third party custodian. Additionally, the undersigned officer has met with the defendant and his family on numerous occasions. As there are no concerns that the defendant presents a risk flight or danger to the community, it is requested that the release condition requiring location monitoring be stricken. The U.S. Attorney's Office has no objection to this request.

PRAYING THAT THE COURT WILL ORDER that the condition of release requiring location monitoring be stricken and that all other conditions of release remain in effect.

Reviewed and approved,

/s/ Dwayne K. Benfield
Dwayne K. Benfield
Supervising U.S. Probation Officer

I declare under penalty of perjury that the foregoing is true and correct.

/s/ David W. Leake
David W. Leake
U.S. Probation Officer
200 Williamsburg Pkwy, Unit 2,
Jacksonville, NC 28546-6762
Phone: 910-346-5109
Executed On: December 2, 2015

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ORDER OF THE COURT

Considered and ordered the 4 day of December, 2015, and ordered filed and made part of the records in the above case.

W. Earl Britt
Senior U.S. District Judge

